

House File 502 - Introduced

HOUSE FILE 502

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 162)

A BILL FOR

1 An Act relating to personal information in the possession of
2 local officials and including effective date provisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 331.910 Request to limit public
2 access to certain personal information — internet sites.

1. Notwithstanding chapter 22, an individual may file a written request with a local official on a form prescribed by the department of public safety, in consultation with the Iowa county recorders association and the Iowa state association of assessors, to prohibit the general public from accessing, on an internet site maintained by the local official, the individual's name, residential address, and telephone number, as identified by the individual, that are contained in instruments, books, records, indexes, and other information under the authority of the local official.

13 2. Within fifteen days of receiving the request, the
14 local official shall ensure that the individual's information
15 identified by the individual under subsection 1 does not appear
16 in search results on an internet site maintained by the local
17 official.

18 3. For purposes of this section, "*local official*" means a
19 county auditor, county treasurer, county recorder, or local
20 assessor.

21 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
22 3, shall not apply to this Act.

23 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
24 immediate importance, takes effect upon enactment.

EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill provides that an individual may file a written
29 request with one or more local officials to prohibit the
30 general public from accessing on an internet site maintained by
31 the local official the individual's name, residential address,
32 and telephone number, as identified by the individual, that are
33 contained in instruments, books, records, indexes, and other
34 information under the authority of the local official.

35 The bill requires the local official to, within 15 days of

1 receiving a request, ensure that the individual's information
2 does not appear in search results on an internet site
3 maintained by the local official.

4 The bill may include a state mandate as defined in Code
5 section 25B.3. The bill makes inapplicable Code section 25B.2,
6 subsection 3, which would relieve a political subdivision from
7 complying with a state mandate if funding for the cost of
8 the state mandate is not provided or specified. Therefore,
9 political subdivisions are required to comply with any state
10 mandate included in the bill.

11 The bill takes effect upon enactment.